THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION No. 17750 of 2006

Date 25-08-2006

Between:

G.Raja Ram.

..... PETITIONER

AND

The Secretary, Regional Transport Authority, Karimnagar & another.

.....RESPONDENTS

THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION No.17750 OF 2006

ORDER:

This writ petition is filed seeking a declaration that the action of the respondents in seizing the petitioner's vehicle bearing Registration No.AP15T-2074 & 2075 vide vehicle check report No.0215155 dated 01.08.2006, as arbitrary and illegal.

The check report dated 01.08.2006 shows that the vehicle was seized on the allegation that it was plying without R.C., D.L., I.C., F.C., Permit and PUC.

Having regard to the nature of the controversy involved and having heard the learned Government Pleader for Transport and keeping in view that the allegations are required to be enquired into by the competent authority, I deem it appropriate to direct the respondents to release the vehicle in question to the registered owner of the vehicle subject to the condition that a sum of Rs.5,000/- (rupees five thousand only), is deposited and that all the original documents are produced to establish his ownership. It is made clear that an undertaking should be furnished to the effect that he will not alienate, transfer, encumber or create any third party interest over the vehicle in question till final orders are passed. It is also made clear that the amount deposited in pursuance of the orders of this Court shall be subject to the out come of the enquiry.

Accordingly, the writ petition is disposed of leaving it open to respondents to proceed with the enquiry in accordance with law. No costs.

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25-08-

2006

Note: Operative portion by
wire at party’s cost.
usd